IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA HUNTINGTON DIVISION

OHIO VALLEY ENVIRONMENTAL)
COALITION, et al.,)
Plaintiffs, v.)) Civil Action No. 3:08-097
UNITED STATES ARMY CORPS OF ENGINEERS, et al.,)))
Defendants.)

ORDER AND FINAL JUDGMENT

Upon consideration of the parties' Stipulation and Joint Motion to Enter Final Judgment and Release Bond, the Court grants the motion and orders as follows:

- 1. The \$500 bond posted by Plaintiffs (Doc. #249) is released and may be returned to Plaintiffs.
- 2. The Court accepts the facts in the parties' Stipulation, and finds that there are no further claims in this action that require a decision on the merits.
- 3. Plaintiffs may file a motion for an award of attorneys' fees and expenses under the Equal Access to Justice Act, 28 U.S.C. § 2412(d)(2)(A), no later than 30 days after the entry of this order and final judgment.

ENTER: 12 10 13

ROBERT C. CHAMBERS

UNITED STATES DISTRICT JUDGE